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exposed recess in the weather deck extending more than one-half of the length of the vessel measured over the weather deck.

*Wire* means an individual insulated conductor without an outer protective jacket.

*Work space* means a space, not normally occupied by a passenger, in which a crew member performs work and includes, but is not limited to, a galley, operating station, or machinery space.

[CGD 85-080, 61 FR 887, Jan. 10, 1996; 61 FR 20556, May 7, 1996, as amended by CGD 97-057, 62 FR 51047, Sept. 30, 1997; CGD 85-080, 62 FR 51347, Sept. 30, 1997; 62 FR 64305, Dec. 5, 1997; USCG 1999-4976, 65 FR 6504, Feb. 9, 2000; USCG-2000-7790, 65 FR 58462, Sept. 29, 2000]

**§ 114.540 Equivalents.**

(a) The Commandant may approve any arrangement, fitting, appliance, apparatus, equipment, calculation, information, or test which provides a level of safety equivalent to that established by specific provisions of this subchapter. Requests for approval must be submitted to the Marine Safety Center. If necessary, the Marine Safety Center may require engineering evaluations and tests to demonstrate the equivalence of the substitute.

(b) The Commandant may accept compliance by a high speed craft with the provisions of the International Maritime Organization (IMO) "Code of Safety for High Speed Craft" as an equivalent to compliance with applicable requirements of this subchapter. Requests for a determination of equivalency for a particular vessel must be submitted to the Marine Safety Center.

(c) The Commandant may approve a novel lifesaving appliance or arrangement as an equivalent if it has performance characteristics at least equivalent to the appliance or arrangement required under this part, and:

(1) Is evaluated and tested under IMO Resolution A.520(13), "Code of Practice for the Evaluation, Testing and Acceptance of Prototype Novel Life-Saving Appliances and Arrangements"; or

(2) Has successfully undergone an evaluation and tests that are substan-

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tially equivalent to those recommendations.

[CGD 85-080, 61 FR 885, Jan. 10, 1996, as amended at 62 FR 51348, Sept. 30, 1997]

**§ 114.550 Special consideration.**

In applying the provisions of this subchapter, the OCMI may give special consideration to authorizing departures from the specific requirements when unusual circumstances or arrangements warrant such departures and an equivalent level of safety is provided. The OCMI of each marine inspection zone in which a vessel operates must approve any special consideration granted to the vessel.

**§ 114.560 Appeals.**

Any person directly affected by a decision or action taken under this subchapter, by or on behalf of the Coast Guard, may appeal therefrom in accordance with § 1.03 in subchapter A of this chapter.

**§ 114.600 Incorporation by reference.**

(a) Certain material is incorporated by reference into this subchapter with the approval of the Director of the Federal Register in accordance with Title 5 United States Code (U.S.C.) 552(a) and Title 1 Code of Federal Regulations (CFR) Part 51. To enforce any edition other than that specified in paragraph (b) of this section, the Coast Guard must publish a notice of change in the FEDERAL REGISTER and make the material available to the public. All approved material is on file at the Office of the Federal Register, 800 North Capitol Street, NW., suite 700 Washington, DC, and at the U.S. Coast Guard, Office of Operating and Environmental Standards (G-MSO), 2100 Second Street SW., Washington, DC 20593-0001 and is available from the sources indicated in paragraph (b) of this section.

(b) The material approved for incorporation by reference in this subchapter and the sections affected are:

*American Boat and Yacht Council  
(ABYC)*

3069 Solomons Island Road, Edgewater,  
MD 21037  
A-1-93—Marine Liquefied Petroleum  
Gas (LPG) Systems.....121.240

**Coast Guard, DOT**

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A-3-93—Galley Stoves.....121.200  
 A-7-70—Boat Heating Systems.....121.200  
 A-22-93—Marine Compressed Natural Gas (CNG) Systems.....121.240  
 H-25-94—Portable Gasoline Fuel Systems for Flammable Liquids .....119.458  
 P-1-93—Installation of Exhaust Systems for Propulsion and Auxiliary Engines .....116.405; 119.425; 119.430

*American Bureau of Shipping (ABS)*

ABS Plaza, 16855 Northchase Drive, Houston, TX 77060

Rules for Building and Classing Aluminum Vessels, 1975.....116.300  
 Rules for Building and Classing Steel Vessels, 1995.....119.410; 120.360  
 Rules for Building and Classing Steel Vessels Under 61 Meters (200 Feet) in Length, 1983.....116.300  
 Rules for Building and Classing Steel Vessels for Service on Rivers and Intracoastal Waterways, 1995.....116.300  
 Guide for High Speed Craft, 1997.....116.300

*American National Standards Institute (ANSI)*

11 West 42nd Street, New York, NY 10036

A 17.1-1984, including supplements A 17.1a and b-1985—Safety Code for Elevators and Escalators.....120.540  
 B 31.1-1986—Code for Pressure Piping, Power Piping .....119.710  
 Z 26.1-1977, including 1980 supplement—Safety Glazing Materials For Glazing Motor Vehicles Operating on Land Highways .....116.1030

*American Society for Testing and Materials (ASTM)*

100 Barr Harbor Drive, West Conshohocken, PA 19428-2959

ASTM B 96-93, Standard Specification for Copper-Silicon Alloy Plate, Sheet, Strip, and Rolled Bar for General Purposes and Pressure Vessels.....119.440  
 ASTM B 117-97, Standard Practice for Operating Salt Spray (Fog) Apparatus .....114.400  
 ASTM B 122/B 122M-95, Standard Specification for Copper-Nickel-Tin Alloy, Copper-Nickel-Zinc Alloy (Nickel Silver), and Copper-Nickel Alloy Plate, Sheet, Strip, and Rolled Bar.....119.440  
 ASTM B 127-98, Standard Specification for Nickel-Copper Alloy (UNS NO4400) Plate, Sheet, and Strip.....119.440  
 ASTM B 152-97a, Standard Specification for Copper Sheet, Strip,

Plate, and Rolled Bar .....119.440  
 ASTM B 209-96, Standard Specification for Aluminum and Aluminum-Alloy Sheet and Plate .....119.440  
 ASTM D 93-97, Standard Test Methods for Flash Point by Pensky-Martens Closed Cup Tester .....114.400  
 ASTM D 635-97, Standard Test Method for Rate of Burning and/or Extent and Time of Burning of Plastics in a Horizontal Position .....119.440  
 ASTM D 2863-95, Standard Test Method for Measuring the Minimum Oxygen Concentration to Support Candle-like Combustion of Plastics (Oxygen Index).....119.440  
 ASTM E 84-98, Standard Test Method for Surface Burning Characteristics of Building Materials.....116.405; 116.422; 116.423  
 ASTM E 648-97, Standard Test Method for Critical Radiant Flux of Floor-Covering Systems Using a Radiant Heat Energy Source.....114.400; 116.423  
 ASTM E 662-97, Standard Test Method for Specific Optical Density of Smoke Generated by Solid Materials .....114.400; 116.423

*Institute of Electrical and Electronics Engineers, Inc. (IEEE)*

IEEE Service Center, 445 Hoes Lane, Piscataway, NJ 08854

Standard 45-1977—Recommended Practice for Electrical Installations on Shipboard .....120.340

*International Maritime Organization (IMO)*

International Maritime Organization, Publications Section, 4 Albert Embankment, London SE1 7SR United Kingdom

Code of Practice for the Evaluation, Testing and Acceptance of Prototype Novel Life-Saving Appliances and Arrangements—Resolution A.520(13), dated 17 November 1983 ..... 114.540(c)  
 Use and Fitting of Retro-Reflective Materials on Life-Saving Appliances, Resolution A.658(16), dated 20 November 1989.....122.604  
 Fire Test Procedures For Ignitability of Bedding Components, Resolution A.688(17) dated 06 November 1991.....116.405(j)  
 Symbols Related to Life-Saving Appliances and Arrangements, Resolution A.760(18) dated 17 November 1993 .....122.604(g)

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*National Fire Protection Association  
(NFPA)*

1 Batterymarch Park, Quincy, MA  
02269-9101

NFPA 10-1994—Portable Fire Extinguishers .....115.810  
 NFPA 13-1996—Installation of Sprinkler Systems.....116.439  
 NFPA 17-1994—Dry Chemical Extinguishing Systems.....118.425  
 NFPA 17A-1994—Wet Chemical Extinguishing Systems.....118.425  
 NFPA 70-1996—National Electrical Code (NEC)  
 Section 250-95 .....120.370  
 Section 310-13 .....120.340  
 Section 310-15 .....120.340  
 Article 430 .....120.320  
 Article 445.....120.320  
 NFPA 92B-1995—Smoke Management Systems in Malls, Atria, and Large Areas.....116.440  
 NFPA 261-1994—Test For Determining Resistance of Mock-up Upholstered Furniture Material Assemblies to Ignition by Smoldering Cigarettes .....114.400; 116.423  
 NFPA 302-1994—Pleasure and Commercial Motor Craft, Chapter 6.....121.200; 121.240  
 NFPA 306-1993—Control of Gas Hazards on Vessels .....115.710  
 NFPA 701-1996—Fire Tests For Flame-Resistant Textiles and Films .....116.423  
 NFPA 1963-1993—Fire Hose Connections.....118.320

*Underwriters Laboratories Inc. (UL)*

12 Laboratory Drive, Research Triangle  
Park, NC 27709

UL 19-1992—Lined Fire Hose and Hose Assemblies .....118.320  
 UL 174-1989, as amended through June 23, 1994—Household Electric Storage Tank Water Heaters .....119.320  
 UL 486A-1992—Wire Connectors and Soldering Lugs For Use With Copper Conductors.....120.340  
 UL 489-1995—Molded-Case Circuit Breakers and Circuit Breaker Enclosures.....120.380  
 UL 595-1991—Marine Type Electric Lighting Fixtures .....120.410  
 UL 710-1990, as amended through September 16, 1993—Exhaust Hoods For Commercial Cooking Equipment .....118.425  
 UL 723-1993, as amended through April 20, 1994—Surface Burning Characteristics of Building Materials .....114.400; 116.422; 116.423; 116.425  
 UL 1056-1989—Fire Test of Upholstered Furniture .....116.423

UL 1058-1989, as amended through April 19, 1994—Halogenated Agent Extinguishing System Units.....118.410  
 UL 1102-1992—Non integral Marine Fuel Tanks .....119.440  
 UL 1104-1981, as amended through May 4, 1988—Marine Navigation Lights .....120.420  
 UL 1110-1988, as amended through May 16, 1994—Marine Combustible Gas Indicators .....119.480  
 UL 1453-1988, as amended through June 7, 1994—Electric Booster and Commercial Storage Tank Water Heaters .....119.320  
 UL 1570-1995—Fluorescent Lighting Fixtures .....120.410  
 UL 1571-1995—Incandescent Lighting Fixtures .....120.410  
 UL 1572-1995—High Intensity Discharge Lighting Fixtures.....120.410  
 UL 1573-1995—Stage and Studio Lighting Units .....120.410  
 UL 1574-1995—Track Lighting Systems .....120.410

[CGD 85-080, 61 FR 885, Jan. 10, 1996, as amended by CGD 96-041, 61 FR 50730, Sept. 27, 1996; CGD 97-057, 62 FR 51047, Sept. 30, 1997; CGD 85-080, 62 FR 51348, Sept. 30, 1997; USCG 1999-5151, 64 FR 67182, Dec. 1, 1999; USCG-2000-7790, 65 FR 58462, Sept. 29, 2000]

**§ 114.800 Approved equipment and material.**

(a) Equipment and material that is required by this subchapter to be approved or of an approved type, must have been manufactured and approved in accordance with the design and testing requirements in subchapter Q (Equipment, Construction, and Materials: Specifications and Approval) of this chapter or as otherwise specified by the Commandant.

(b) Coast Guard publication COMDTINST M16714.3 (Series) "Equipment Lists, Items Approved, Certificated or Accepted under Marine Inspection and Navigation Laws," lists approved equipment by type and manufacturer. COMDTINST M16714.3 (Series) may be obtained from New Orders, Superintendent of Documents, P.O. Box 371954, Pittsburgh, PA 15250-7954.

[CGD 85-080, 61 FR 885, Jan. 10, 1996, as amended at 62 FR 51348, Sept. 30, 1997]

**§ 114.900 OMB control numbers.**

(a) *Purpose.* This section lists the control numbers assigned to information collection and recordkeeping requirements in this subchapter by the